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Read 24 Jan. 1755 in Lords
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Enacted 28 Geo. II. Private Acts c. 6.

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An ACT for Confirming and Establishing an Agreement between the Principal of Saint Mary Magdalen-Hall, in the University of Oxford, and Ellis Saint John, ~~Esquire~~, for Exchanging the Advowson of the Church of South Moreton, in the County of Berks, for the alternate Presentation of the Church of Finchamstead, in the said County.

Clerk



Whereas Charles Palmer, late of Arborfield, in the County of Berks, Doctor of Physick, deceased, made his last Will and Testament in Writing, bearing Date on or about the Third Day of March One thousand Seven hundred and Eleven; and thereby, after having given and bequeathed the next Presentation of the Rectory of Finchamstead, in the County of Berks, unto such Person or Persons as he the said Testator, by any Writing under his Hand and Seal executed, as is therein mentioned, or by Word of Mouth, in the Presence of Two credible Witnesses, should direct and appoint; and, for want of such Direction or Appointment, unto Edward Standen, Esquire, Son of his the said Testator's Wife Ann Palmer, he gave and devised the alternative Presentation of the Advowson and Rectory of Finchamstead aforesaid, after the next Turn, unto the Principal for the Time being, for ever, of Saint Mary Magdalen-Hall, in the University of Oxford, provided the said Principal should be a Person in Holy Orders; and in case the Principal, for the Time being, should not be in Holy Orders, then he gave and bequeathed the same to the Vice-Principal for the Time being of the said Hall, for ever, that should be in Holy Orders; and in case the Vice-Principal for the Time being should not be in Holy Orders, then he gave and devised the same unto the next Senior Master of Arts of the said Hall, for the Time being, that should be in Holy Orders; and so to continue successively for ever:

And whereas Ellis Saint John, Clerk, in his own Right, and the Devises in Perpetuity, under the said Will, are together intitled to the perpetual Advowson of the said Rectory and Church, as Tenants in common; and to present alternately to the said Church and Living, the next Turn or Presentation belonging to the Principal of the said Hall:

And

And whereas by Articles of Agreement, made the Fourth Day of *January* One thousand Seven hundred and Fifty-five, between *William Denison* the elder, Clerk, Principal of *Saint Mary Magdalen-Hall*, in the University of *Oxford*, aforesaid, *John Allen*, Clerk, Vice-Principal, and *William Denison* the younger, Clerk, Senior Master of Arts of *Saint Mary Magdalen-Hall*, aforesaid, of the First Part; *George Huddesford*, Doctor of Divinity, Vice-Chancellor of the same University, and Visitor of *Saint Mary Magdalen-Hall* aforesaid, of the Second Part; and the said *Ellis Saint John*, of the Third Part; after reciting, or taking Notice of, the said Will of the said *Charles Palmer*, and that the said *Ellis Saint John* was seised in Fee-simple of and in the Advowson of the Rectory, Parsonage, and Parish Church, of *South Moreton*, in the County of *Berks*; and that the said Principal of *Magdalen-Hall*, with the Approbation of the said Vice-Chancellor and Visitor of the said Hall, had agreed with the said *Ellis Saint John*, to exchange the said alternate Presentation of, in, and to, the said Rectory and Parish-Church of *Finchamstead* aforesaid, for the Advowson of the said Rectory, Parsonage, and Parish Church, of *South Moreton* aforesaid; and that for the establishing and making effectual such Exchange, an Act of Parliament should be procured, at the Costs of the said *Ellis Saint John*; it was witnessed by the said Articles, and thereby mutually covenanted and agreed, by and between the said Principal, Vice-Principal, and Senior Master of Arts, of the said Hall, and the said Vice-Chancellor, and the said *Ellis Saint John*, That they would respectively use their best Endeavours for obtaining an Act of Parliament for the vesting the said Advowson and Right of Presentation of, in, and to, the said Rectory, Parsonage, and Parish Church, of *South Moreton* aforesaid, in the said Chancellor, Master, and Scholars, and their Successors, upon such Trusts as are declared by the Will of the said *Charles Palmer*, concerning the alternate Presentation of the said Advowson and Rectory of *Finchamstead* aforesaid, and for vesting the said alternate Presentation of, in, and to, the said Rectory and Parish Church of *Finchamstead* aforesaid, in the said *Ellis Saint John*, his Heirs and Assigns:

But although such Exchange, so proposed and agreed upon, would be for the mutual Convenience, Benefit, and Advantage, of the said College, House, or Hall, and the said *Ellis Saint John*; **Yet** the same cannot be established, and rendered effectual, without the Aid and Authority of an Act of Parliament:

May it therefore please your most Excellent MAJESTY,

At the humble Petition and Request, as well of the said *William Denison* the elder, *John Allen*, and *William Denison* the younger, the Principal, Vice-Principal, and Senior Master of Arts, of *Saint Mary Magdalen-Hall* aforesaid; as of the said *Ellis Saint John*, That it may be **Enacted**; **And be it Enacted**, by the KING's most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Moiety of the Advowson, or the alternate Presentation, of, in, and to, the said Rectory and Church of *Finchamstead*, so given and devised by the

the Will of the said *Charles Palmer*, unto and for the Benefit of the said Principal, Vice-Principal, Senior Master of Arts, of *Saint Mary Magdalen-Hall* aforesaid, and other Persons therein named, upon the Terms and Conditions, and subject to the Provisoes and Restrictions, therein mentioned, as aforesaid; and the Reversion and Reversions, Remainder and Remainders thereof, shall, from and after the Twenty-fifth Day of *March* One thousand Seven hundred and Fifty-five, be settled upon, and vested in, and the same are hereby, from thenceforth, settled upon, and vested in, the said *Ellis Saint John*, his Heirs and Assigns, to the Use and Behoof of the said *Ellis Saint John*, his Heirs and Assigns, for ever, freed and discharged, and absolutely acquitted, exonerated, and indemnified, of, from, and against, all the Estates, Trusts, Devises, and Limitations, in and by the Will of the said *Charles Palmer* limited, created, and declared, of and concerning the same Moiety, or alternate Presentation.

And it is hereby further Enacted, That in Lieu of, and Exchange for, the said Moiety of the Advowson and alternate Presentation of, in, and to, the said Rectory and Church of *Finchamstead*, hereby vested in the said *Ellis Saint John*, as aforesaid, all that the Advowson, Donation, free Disposition, or Right of Presentation, of, in, and to, the Rectory and Parish Church of *South Moreton* aforesaid, in the County of *Berks*; and the Reversion and Reversions, Remainder and Remainders thereof, shall, from and after the Twenty-fifth Day of *March* One thousand Seven hundred and Fifty-five, be vested in, and settled upon, and the same are hereby, from thenceforth, settled upon, and vested in, the Chancellor, Masters, and Scholars, of the University of *Oxford*; in Trust for, and for the Benefit of, the Principal, or Vice-Principal, Senior Master of Arts, or other Master of Arts, of *Saint Mary Magdalen-Hall* aforesaid, for the Time being, or such other Person or Persons respectively, as by virtue of, and under, the Will of the said *Charles Palmer*, and upon the Terms and Conditions therein mentioned, inserted, and contained, would or ought to have held and enjoyed the Moiety of the said Advowson and Patronage of the said Rectory and Church of *Finchamstead*, in case this Act had not been made.

Saving always to the KING's most Excellent MAJESTY, his Heirs and Successors, and all and every other Person and Persons, Bodies Politick and Corporate, his, her, and their, Heirs, Successors, Executors, and Administrators (Other than and except the said *Ellis Saint John*, and his Heirs, and the Principal, Vice-Principal, and Senior or other Master of Arts, of *Saint Mary Magdalen-Hall* aforesaid, for the Time being, and all and every other Person and Persons, claiming or to claim, any Use, Trust, Estate, or Interest, either in Law or Equity, of, in, to, or out of, the said Moiety of the Advowson of, or alternate Presentation to, the said Church or Living of *Finchamstead*, hereby vested, as aforesaid, by virtue, or under the Devises of the said Will of the said *Charles Palmer*, herein before recited), All such Estate, Right, Title, Interest, Benefit, Property, Claim, and Demand, whatsoever, of, into, or out of, the intire Advowson and Moiety of the Advowson and alternate Presentation, vested and settled respectively by this Act, as they, every or any of them, had before the passing this Act; or could or might have had and enjoyed, in case this Act had not been made.

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